

# Senate Bill 910

Sponsored by Senator STEINER HAYWARD (at the request of Multnomah County)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Narrows siting restrictions on methadone clinics to clinics providing outpatient treatment.

### A BILL FOR AN ACT

Relating to drug treatment; amending ORS 430.590.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 430.590 is amended to read:

430.590. (1) It is unlawful for any person to commence operating [*a*] **an outpatient** methadone clinic:

(a) Within 1,000 feet of the real property comprising an existing public or private elementary, secondary or career school attended primarily by minors; or

(b) Within 1,000 feet of the real property comprising an existing licensed child care facility. As used in this section, "licensed child care facility" means a child care center certified under ORS 329A.280 that is operating under authority of a valid business license.

(2) Commencing operation of [*a*] **an outpatient** methadone clinic within 1,000 feet of a school or licensed child care facility is a nuisance and operation of the clinic shall be enjoined and abated as provided in ORS 105.550 to 105.600.

(3) For purposes of this section, "within 1,000 feet" means a straight line measurement in a radius extending for 1,000 feet or less in every direction from any point on the boundary line of the real property comprising an existing public or private elementary, secondary or career school or an existing licensed child care facility under this section.

**(4) The Oregon Health Authority shall adopt by rule a definition of "outpatient" for the purposes of this section. The definition must exclude methadone management provided in a course of treatment to:**

**(a) Patients admitted to hospitals;**

**(b) Residents in residential treatment facilities; and**

**(c) Inmates.**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.